

1 JOSEPH RODRIGUES
State Long-Term Care Ombudsman
2 Office of the State Long-Term Care Ombudsman
California Department of Aging
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8 **UNITED STATES BANKRUPTCY COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10 In re:) Case No. 09-33881 TEC
11) Chapter 7
12 Democrito S. Jose and)
Leslie C. Jose)
dba) **FIRST REPORT OF THE PATIENT**
13 Leslie's Care Home) **CARE OMBUDSMAN**
dba)
14 Leslie's Care Home II)
dba)
15 Floresta Board & Care,)
Debtors.) (No Hearing Required)
16
17

18 Pursuant to the order directing the appointment of a Patient
19 Care Ombudsman entered by this court on December 21, 2009, I was
20 duly appointed as the Patient Care Ombudsman in this case.

21 In compliance with the notice of appointment I am submitting
22 my first 60-day report.
23

24 February 18, 2010

Respectfully submitted,

25 
26 _____
27 Joseph Rodrigues
28

1 **FIRST REPORT OF THE PATIENT CARE OMBUDSMAN**
2

3 The Alameda County Long-Term Care Ombudsman Program is the
4 designated Long-Term Care Ombudsman Program for Alameda County
5 and is the local representative of the Office of the State Long-
6 Term Care Ombudsman. As mandated by the federal Older Americans
7 Act (42 U.S.C. 3058g), Ombudsman representatives identify,
8 investigate, and resolve complaints that are made by, or on
9 behalf of residents of long-term care facilities, and relate to
10 action, inaction, or decisions that may adversely affect the
11 health, safety, welfare, or rights of the residents.
12

13 Leslie's Care Home, located at 429 Linnell Avenue, San
14 Leandro, California, Leslie's Care Home II, located at 3579
15 Monterey Boulevard, San Leandro, California, and Floresta Board &
16 Care, located at 3429 Alvarado Street, San Leandro, California,
17 are licensed by the California Department of Social Services,
18 Community Care Licensing Division as Residential Care Facilities
19 for the Elderly (RCFE). RCFEs are housing arrangements chosen
20 voluntarily by the resident, the resident's guardian, conservator
21 or other responsible person; where 75 percent of the residents
22 are sixty years of age or older and where varying levels of care
23 and supervision are provided, as agreed to at time of admission
24 or as determined necessary at subsequent times of reappraisal.
25 Any younger residents must have needs compatible with other
26
27
28

1 residents. Each facility has a licensed capacity for six
2 residents.

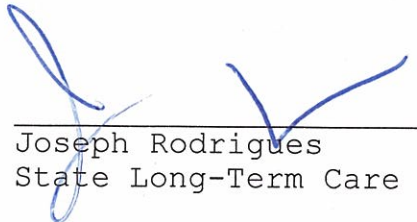
3
4 Six residents that were living at Floresta Board & Care were
5 moved to Leslie's Care Home on Linnell Avenue. No one is
6 residing at Floresta Board & Care and the facility is now closed.
7 Four residents are living at Leslie's Care Home II on Monterey
8 Boulevard.

9
10
11 For this reporting period, local Ombudsman Program
12 Coordinator Denyse McCowan made two visits to each of the
13 facilities that remain open. She visited Leslie's Care Home and
14 Leslie Care Home II on January 10 and February 11, 2010.

15
16 Residents at both facilities appear to be stable. Both
17 facilities were clean and orderly. Residents were observed
18 relaxing and watching television in their rooms. They stated
19 that they were extremely satisfied with their care. The
20 Ombudsman did not receive any complaints.

21
22 The Patient Care Ombudsman has no recommendations for the
23 court at this time.

24
25 February 18, 2010

26 
27 Joseph Rodrigues
28 State Long-Term Care Ombudsman

1 PROOF OF SERVICE BY MAIL

2 STATE OF CALIFORNIA
3 COUNTY OF SACRAMENTO

4 I am employed in the County of Sacramento, State of California,
5 in the Office of the State Long-Term Care Ombudsman; I am over
6 the age of 18 and my business address is 1300 National Drive,
Suite 200, Sacramento, California 95834.

7 On February 18, 2010, I served the foregoing document described
8 as: **FIRST REPORT OF THE PATIENT CARE OMBUDSMAN** on the interested
9 parties at their last known address in this action by placing a
true and correct copy thereof in a sealed enveloped with postage
thereon fully prepaid in the United States mail at Sacramento,
California, addressed as follows:

10 **DEBTORS:**

11 Democrito S. Jose
12 Leslie C. Jose
338 King Dr.
South San Francisco, CA 94080

LICENSING AGENCY:

Carol Marcroft
Community Care Licensing
851 Traeger Ave., Suite 360
San Bruno, CA 94066

13 **DEBTOR'S COUNSEL:**

14 James F. Beiden
15 Law Offices of James F. Beiden
840 Hinckley Rd., #245
Burlingame, CA 94010

**OFFICE OF THE UNITED STATES
TRUSTEE**

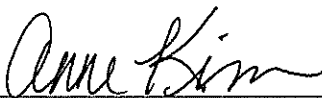
Julie M. Glosson
Office of the United States
Trustee
235 Pine St., Suite 700
San Francisco, CA 94104

16 **LOCAL LTC OMBUDSMAN:**

17 Denyse McCowan
18 Alameda County LTC Ombudsman
Program
19 6955 Foothill Blvd., Suite 300
Oakland, CA 94605

20 I declare under penalty of perjury that the foregoing is true and
correct.

21 Dated: February 18, 2010

22
23 
24 Anne Kim